IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 14TH JUNE 2007 / 24TH JYAISHTA 1929

WP(C).No. 13808 of 2007(R)

PETITIONER:

WILFRED CAMOENS , S/O.C.R.CAMOENS,
AGED 56, VELAMKANNI HOUSE, MYTHRI NAGAR,
EDAPPALLY,KOCHI-24,ERNAKULAM.

BY ADV. SRI.ALOSIOUS GILBERT

RESPONDENT:

SUNNY CHACKO, AGED 36 YEARS,
S/O.K.C.CHACKO,KANATT HOUSE,
THEVARA,KOCHI-682013.

BY ADV. SRI.A.D.BABY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

EXT.P1: COPY OF THE BILL DATED 22.3.2003

EXT.P2: COPY OF THE AGREEMENT DATED 15.3.2003.

EXT.P2(a): COPY OF THE AGREEMENT DATED 8.5.2003.

EXT.P3: COPY OF THE RECEIPT DATED 21.3.2003.

EXT.P3(a): COPY OF THE RECEIPTS DATED 14.5.2003.

EXT.P3(b): COPY OF THE RECEIPT DATED 26.5.2003.

EXT.P3(c): COPY OF THE RECEIPT DATED 13.6.2003.

EXT.P3(d): COPY OF THE RECEIPT DATED 12.7.2003.

EXR.P3(e): COPY OF THE RECEIPT DATED 15.5.2003.

EXT.P3(f): COPY OF THE RECEIPT DATED 15.6.2003.

EXT.P3(g): COPY OF THE RECEIPT DATED 15.7.2003.

EXT.P3(h): COPY OF THE RECIPT DATED 15.8.2003 AND PAY ORDER APPLICATION DTD.20.12.2003.

EXT.P4: COPY OF THE BILL DATED 21.12.2006 AND RECEIPT DATED 31.8.2006.

EXT.P5: COPY OF THE ENCUMBERANCE CERTIFICATE DATED 16.12.2006.

EXT.P6: COPY OF THE ORDER DATED 1.2.2007.

ADDL. EXT.P7: COPY OF THE AFFIDAVIT OF THE COUNSEL.

TRUE COPY

P.A.TO JUDGE

M.N.KRISHNAN,J

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W.P.(C).No.13808 of 2007

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Dated this the 14th day of June, 2007

JUDGMENT

This writ petition is filed to issue a writ of mandamus and directing the stay of all further proceedings pursuant to the order in I.A.No.7613/2006 in O.S.No.669/2006 before the Sub Court, Ernakulam until the receipt of the certified copy or atleast the carbon copy of the order. The respondent had entered appearance. It is submitted before me that the writ petitioner has received a copy of the order and filed C.M.A.No.32/2007 before the VIth Additional District Court, Ernakulam and no interim order has been granted in favour of the writ petitioner. Therefore, this writ petition has become infructuous, hence, it is dismissed.

M.N.KRISHNAN,JUDGE

dvs